

# Retention and Classification Report

**Agency:** District Court (Seventh District : Emery County) (1698)

1850 North 560 West  
P.O. Box 635  
Castle Dale, UT 84513  
435-637-7349

## **Records Officer**

16854	Administrators, Guardians, and Executors Books
17049	Adoption files
04419	Civil case files
22680	Civil case index
04126	Criminal case files
21843	Criminal registers of actions
04138	Judgment docket files
16856	Naturalization records and Indexes
21917	Probate registers of actions

**AGENCY:** District Court (Seventh District : Emery County)

**SERIES:** 16854

1

**TITLE:** Administrators, Guardians, and Executors Books

**DATES:** 1886-

**ARRANGEMENT:** Chronological

**ANNUAL ACCUMULATION:** 0.10 cubic feet.

**DESCRIPTION:**

**RETENTION AND DISPOSITION AUTHORIZATION:**

Retention and disposition for this series is proposed and has not yet been approved.

**FORMAT MANAGEMENT:**

The retention and disposition information on this schedule applies to the record copy which can be in any format. The record copy can include different formats. Format management information provided here is for the purpose of managing records that are being either stored by or transferred to Utah State Archives.

Paper: For records beginning in 1886 through 1920. Retain in Office until microfilmed and then transfer to State Archives with authority to weed.

Paper: For records beginning in 1920 and continuing to the present. Retain in Office for 9 years after being microfilmed and then destroy provided microfilm has passed inspection.

Microfilm master: Retain in State Archives permanently.

Microfilm duplicate: Retain in Office permanently.

**PRIMARY CLASSIFICATION:**

Public

**AGENCY:** District Court (Seventh District : Emery County)

**SERIES:** 17049

**TITLE:** Adoption files

**DATES:** 1920-

**ARRANGEMENT:** Numerical by case number

**ANNUAL ACCUMULATION:** 0.10 cubic feet.

**DESCRIPTION:**

This series contains adoption case files exclusively.

**RETENTION AND DISPOSITION AUTHORIZATION:**

These records are in Archives' permanent custody.

**FORMAT MANAGEMENT:**

The retention and disposition information on this schedule applies to the record copy which can be in any format. The record copy can include different formats. Format management information provided here is for the purpose of managing records that are being either stored by or transferred to Utah State Archives.

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Microfilm duplicate: Retain in Office permanently.

Microfilm duplicate: Retain in State Archives permanently with authority to weed.

**PRIMARY CLASSIFICATION:**

Exempt CJA 4-202(4) (Confidential)

**AGENCY:** District Court (Seventh District : Emery County)

**SERIES:** 4419

3

**TITLE:** Civil case files

**DATES:** 1896-

**ARRANGEMENT:** Numerical by case number.

**ANNUAL ACCUMULATION:** 1.00 cubic foot.

**DESCRIPTION:**

These case files from the Seventh District Court in Emery County document the legal process and the administration of justice in conjunction with a civil proceeding for the determination of a controversy between parties wherein rights are enforced or protected, or wrongs are prevented or redressed. Included are all cases which cannot legally be called "criminal cases". Records and documents pertaining to a particular action are filed together by the court clerk, who is required by the Rules of Civil Procedure to file pleadings and other legal papers. Collectively they constitute the case file.

**RETENTION:**

Retain permanent

**DISPOSITION:**

Retain in agency custody.

**RETENTION AND DISPOSITION AUTHORIZATION:**

These records are in Archives' permanent custody.

**FORMAT MANAGEMENT:**

The retention and disposition information on this schedule applies to the record copy which can be in any format. The record copy can include different formats. Format management information provided here is for the purpose of managing records that are being either stored by or transferred to Utah State Archives.

Paper: For records beginning in 1921 and continuing to the present. Retain in Office permanently or until microfilmed.

Microfilm master: Retain in State Archives permanently.

Microfilm duplicate: Retain in Office permanently.

Microfilm duplicate: Retain in State Archives permanently with authority to weed.

**AGENCY:** District Court (Seventh District : Emery County)

**SERIES:** 4419

**TITLE:** Civil case files

(continued)

Paper: For records beginning in 1896 through 1920. Retain in State Archives permanently with authority to weed.

**APPRAISAL:**

Historical

Disposition based on documentation about individuals, legal procedure, court history and functions. Case files have legal and administrative value to the court through dismissal or satisfaction of the final judgment. They enforce or protect private rights and prevent or redress private wrongs. The value of the judge's decrees and final judgments to parties in an action may well extend beyond their immediate administrative use.

**PRIMARY CLASSIFICATION:**

Public

**AGENCY:** District Court (Seventh District : Emery County)

**SERIES:** 22680

4

**TITLE:** Civil case index

**DATES:** 1896-1964

**ARRANGEMENT:** Alphabetical by first letter of surname

**ANNUAL ACCUMULATION:**

**DESCRIPTION:**

This series contains civil case alphabetic indexes created by the Court, to record the names of the parties involved in civil actions and provide assigned case numbers, facilitating clerical management of and access to the case files. The index contains plaintiff name, defendant name, register of action page number, and case file number (docket number). The second index contains defendant name, plaintiff name, register of action page number and case file number (docket number).

**RETENTION AND DISPOSITION AUTHORIZATION:**

These records are in Archives' permanent custody.

**FORMAT MANAGEMENT:**

The retention and disposition information on this schedule applies to the record copy which can be in any format. The record copy can include different formats. Format management information provided here is for the purpose of managing records that are being either stored by or transferred to Utah State Archives.

Paper: Retain in Office permanently after being microfilmed.

Microfilm master: Retain in State Archives permanently with authority to weed.

Microfilm duplicate: Retain in State Archives permanently with authority to weed.

**APPRAISAL:**

Administrative Historical Legal

This disposition is based on the 1993 records retention policy of the Utah Judicial Council (in UCA, Utah Court Rules Annotated, Appendix F), which has remained unchanged since the 1980 issue of the state Records Retention Schedule (Utah State Archives and Records Services, Department of Finance, 1980, page 1). The indexes have historical, administrative, and legal value and facilitate access to the permanent civil, criminal and probate case files which provide documentation about individuals, legal procedure, court history and functions, and other topics useful

**AGENCY:** District Court (Seventh District : Emery County)

**SERIES:** 22680

**TITLE:** Civil case index

(continued)

to legal researchers and historians.

**PRIMARY CLASSIFICATION:**

Public

**AGENCY:** District Court (Seventh District : Emery County)

**SERIES:** 4126

3

**TITLE:** Criminal case files

**DATES:** 1896-

**ARRANGEMENT:** Numerical by case number.

**ANNUAL ACCUMULATION:**

**DESCRIPTION:**

Case files are made up of the various documents filed with the Seventh District Court in Emery County pertaining to each specific case. The records usually contain information such as the case number, and the names of the defendants, counsel, jurors, and witnesses. The case file may include complaints, indictments, subpoenas, verdicts, warrants of arrest, execution or confinement, warrant returns, affidavits, orders, judgments, appeal notices. Files rarely include transcripts of testimony.

**RETENTION:**

Retain permanently.

**DISPOSITION:**

Retain in agency custody.

**RETENTION AND DISPOSITION AUTHORIZATION:**

These records are in Archives' permanent custody.

**APPROVED:** 07/1995

**FORMAT MANAGEMENT:**

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Microfilm master: Retain in State Archives permanently with authority to weed.

Microfilm duplicate: Retain in Office permanently.

Microfilm duplicate: Retain in State Archives permanently with



**AGENCY:** District Court (Seventh District : Emery County)

**SERIES:** 4126

**TITLE:** Criminal case files

(continued)

authority to weed.

**APPRAISAL:**

Historical

Disposition based on documentation about individuals, legal procedure, court history and functions. Case files have legal and administrative value to the court through dismissal or satisfaction of the final judgment. They enforce or protect private rights and prevent or redress private wrongs. The value of the judge's decrees and final judgments to parties in an action may well extend beyond their immediate administrative use.

**PRIMARY CLASSIFICATION:**

Public

**AGENCY:** District Court (Seventh District : Emery County)

**SERIES:** 21843

4

**TITLE:** Criminal registers of actions

**DATES:** 1896-

**ARRANGEMENT:** Numerical by case number, thereunder chronological.

**ANNUAL ACCUMULATION:**

**DESCRIPTION:**

This series documents the individual criminal cases tried by the Seventh District Court in Emery County. Actions taken in each case are recorded on separate documents and then filed together to become the case file. As these documents enter the case file they are recorded in the Criminal registers of Actions.

Registers function as a chronological list of the actions taken in each criminal cases. A register of actions can contain the following: attorney for plaintiff and defendant, name of the judge presiding over the case, petitions, complaint, summons, answers to summons, orders from the court, assignment of judges, exhibits, judgment, findings and conclusions, costs, decrees, requests by the attorneys for instructions to the jury, verdict, motions for cross complaints or new trials, amendments to previous answers, and disclaimers.

**RETENTION:**

Retain 0 years

**DISPOSITION:**

Transfer to the State Archives with authority to weed.

**RETENTION AND DISPOSITION AUTHORIZATION:**

These records are in Archives' permanent custody.

**FORMAT MANAGEMENT:**

The retention and disposition information on this schedule applies to the record copy which can be in any format. The record copy can include different formats. Format management information provided here is for the purpose of managing records that are being either stored by or transferred to Utah State Archives.

Paper: Retain in State Records Center until microfilmed and then destroy provided microfilm has passed inspection.

Microfilm master: Retain in State Archives permanently with authority to weed.

**AGENCY:** District Court (Seventh District : Emery County)

**SERIES:** 21843

**TITLE:** Criminal registers of actions

(continued)

Microfilm duplicate: Retain in State Archives permanently with authority to weed.

**APPRAISAL:**

Administrative Historical Legal

This disposition is based on the historical value of the Registers of Actions since they document individuals and topics useful to legal researchers and historians. This series also has administrative and legal value since it documents the functions of the District Court and continues to serve current and future administrative needs [UCA 79 (d) (6)].

**PRIMARY CLASSIFICATION:**

Public

**AGENCY:** District Court (Seventh District : Emery County)

**SERIES:** 4138

3

**TITLE:** Judgment docket files

**DATES:** 1896-

**ARRANGEMENT:** Numerical by case file

**ANNUAL ACCUMULATION:**

**DESCRIPTION:**

**RETENTION:**

Retain permanently

**DISPOSITION:**

Retain in agency custody.

**RETENTION AND DISPOSITION AUTHORIZATION:**

These records are in Archives' permanent custody.

**FORMAT MANAGEMENT:**

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**AGENCY:** District Court (Seventh District : Emery County)

**SERIES:** 4138

**TITLE:** Judgment docket files

(continued)

**PRIMARY CLASSIFICATION:**

Public

**AGENCY:** District Court (Seventh District : Emery County)

**SERIES:** 16856

3

**TITLE:** Naturalization records and Indexes

**DATES:** 1904-1942

**ARRANGEMENT:** none

**ANNUAL ACCUMULATION:**

**DESCRIPTION:**

These books contain completed federal naturalization forms. These petitions are filed by individuals declaring their intention to become U.S. citizens and who have met the residency requirements to make formal application for U.S. citizenship. A petition is the final step in becoming a United State citizen. It includes the the individual's name, residence, occupation, birth date and place; the place emigrated from; date and place of arrival, and vessel name; date and court of declaration of intention; spouse's name, birthplace, and residence; children's names, birth dates, birthplaces, and residences; and any previous applications filed. Also included are the affidavits of two witnesses, the oath of allegiance, and a court order admitting the person to citizenship.

**RETENTION AND DISPOSITION AUTHORIZATION:**

Retention and disposition for this series is authorized by Archives general schedule CNT 14, Item 33.

**AUTHORIZED:** //

**FORMAT MANAGEMENT:**

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Microfilm master: Retain in State Archives permanently.

Microfilm duplicate: Retain in Office permanently.

Microfilm duplicate: Retain in State Archives permanently with authority to weed.

**AGENCY:** District Court (Seventh District : Emery County)

**SERIES:** 16856

**TITLE:** Naturalization records and Indexes

(continued)

**APPRAISAL:**

**PRIMARY CLASSIFICATION:**

Public

**AGENCY:** District Court (Seventh District : Emery County)

**SERIES:** 21917

3

**TITLE:** Probate registers of actions

**DATES:** 1887-

**ARRANGEMENT:** Numerical by case number, thereunder chronological by date.

**ANNUAL ACCUMULATION:**

**DESCRIPTION:**

These are logs of documents filed in each separate probate case, and the dates upon which those documents were filed.

**RETENTION:**

Retain Permanently.

**DISPOSITION:**

Retain in agency custody.

**RETENTION AND DISPOSITION AUTHORIZATION:**

These records are in Archives' permanent custody.

**FORMAT MANAGEMENT:**

The retention and disposition information on this schedule applies to the record copy which can be in any format. The record copy can include different formats. Format management information provided here is for the purpose of managing records that are being either stored by or transferred to Utah State Archives.

Paper: Retain in Office until microfilmed and then destroy provided microfilm has passed inspection.

Microfilm master: Retain in State Records Center permanently.

Microfilm duplicate: Retain in State Archives permanently with authority to weed.

**APPRAISAL:**

Historical

This registry serves as an index to the Seventh District Court probate cases, which in turn provide valuable information for social historians and family historians.



**AGENCY:** District Court (Seventh District : Emery County)

**SERIES:** 21917

**TITLE:** Probate registers of actions

(continued)

**PRIMARY CLASSIFICATION:**

Public

**SECONDARY CLASSIFICATION(S):**

Exempt.

UCA 78-30-15 (2008). As of 1 July 1999, adoptions become public after 100 years; until then they are sealed and only obtainable through the court. These books include occasional reference to adoptions.